



Statutory Declaration for Applicants who are married

General

1. As part of your application you are required to provide a statutory declaration making several statements about your personal circumstances and your application. This is to ensure that you meet the criteria for the grant of a Gender Recognition Certificate. The type of statutory declaration you will need to complete and send to us will depend on whether you are currently single or if you are married or in a civil partnership.
2. A statutory declaration is a written statement of facts which the person making it signs and solemnly declares to be true before a person authorised to administer oaths. Please also note that this statutory declaration form is not the same as your "change of name" statutory declaration or change of name document.

Is this form the right one for you?

3. This form is for married applicants and it is the one to use if you are currently married and:
 - Your marriage is a protected marriage (that is a marriage under the law of England and Wales or a country or territory outside of the UK) and you and your spouse wish to remain married after your gender recognition or
 - Your marriage is a Scottish protected marriage, which is a marriage solemnised in Scotland, and you and your spouse wish to remain married after your gender recognition or
 - You are married and are **not** eligible to remain married after your gender recognition because your marriage is registered under the law of Northern Ireland or
 - Your marriage is a protected/Scottish protected marriage but you and/or your spouse do not wish to remain married after your gender recognition.

If you are not sure which form you should use, then please contact the GRP administrative team who may be able to guide you.

Guidance for completing your statutory declaration

4. Please complete all sections of the statutory declaration form, taking care to delete all those statements that do not apply to you. You must enter your full name in the space provided and then complete the remaining sections as follows:
 - Section 1 – all applicants must be 18 years old to apply for gender recognition.
 - Section 2 – enter the number of years that you have lived full time in your acquired gender and the date from which you began living full time in your acquired gender.
 - Section 3 – all applicants are required to confirm that they intend living in their acquired gender until death.
 - Section 4 – we need to know the country in which you are ordinarily resident so we ask you to indicate whether this is England and Wales, Scotland, Northern Ireland or a country or territory outside of the UK.
 - Section 5 – we need to know the country in which your marriage was registered. We ask you to indicate whether this is England and Wales, Scotland, Northern Ireland or a country or territory outside of the UK.
 - Section 6 – we need to know the name of your spouse so that we can deal with any statutory declaration we may receive. Please enter their full name here.
 - Section 7 – we need to know the details of your marriage. Please enter the date on which it was registered, and the place and country where your marriage took place.
 - Section 8 – we need you to tell us whether you wish to remain married if you are issued with a full Gender Recognition Certificate. Please delete as appropriate so we are clear about what you want to do.
 - Section 9 – we need you to tell us whether or not your spouse has made a statutory declaration confirming his or her wish to remain married after your gender recognition. Please delete as appropriate.

Please note: if your marriage was registered **under the law of Northern Ireland, then you should delete sections 6 – 9.** This is because those applicants married under the law of Northern Ireland will have to end any marriage in their birth gender before they can receive a full Gender Recognition Certificate

Finalising your statutory declaration – completing section 7 of the form

5. Once you have filled in your statutory declaration form and you are satisfied that it represents the truth, you will need to take it to an officer authorised to administer an oath. You will then need to read and sign your statutory declaration in front of that officer who will then also sign the document. He or she will then need to add their own contact details and provide details of the qualification that enables them to administer the statutory declaration.
6. Examples of people who would be able to administer an oath are a practising solicitor, a commissioner for oaths, a notary public, a legal executive, a licensed conveyancer, an authorised advocate, an authorised litigator or a Justice of the Peace or a magistrate. In Scotland a notary public or a Justice of the Peace can administer an oath. Most solicitors in Scotland would also be a notary public.
7. In order to have your oath administered by a Justice of the Peace or a magistrate in England and Wales, you would need to go to the magistrates' court. To find out when they hear applications for declarations, you should contact your local magistrates' court. They will also be able to tell you how much the fee will be or whether it can be waived.



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Statutory Declaration

Gender Recognition Act 2004

I

do solemnly and sincerely declare that:

1. I am over 18 years of age.
2. I have lived full time as a male/female *(delete as appropriate)*
for years since I transitioned in /
3. I intend to live full time as a male/female *(delete as appropriate)* until death.
4. I am ordinarily resident in England & Wales*/Scotland*/Northern
Ireland*/Outside of the UK* *(*delete as appropriate)*
5. My marriage is registered under the law of England and Wales*/country
or territory outside the UK*/Northern Ireland*/ or was solemnised in
Scotland* *(*delete as appropriate)*
6. I am currently married to *(insert name of spouse)*
7. We were married on

at *(enter place and country of marriage)*
8. I do*/do not* wish to remain married following my gender recognition.
*(*delete as appropriate)*
9. My spouse has*/has not* to my knowledge completed a statutory
declaration confirming their wish to remain in our marriage post gender
recognition. *(*delete as appropriate)*
10. I make this solemn declaration conscientiously believing the same to be
true and by virtue of the provisions of the Statutory Declarations Act 1835.

Declared at

(address where declaration took place)

Signature of applicant

Date

D

D

/

M

M

/

Y

Y

Y

Y

Witness who is authorised to administer oaths

Name of witness

Signature of witness who is authorised to administer oaths

Qualification of person authorised to administer the statutory declaration